

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 MICROSOFT CORPORATION,
9

10 Plaintiff,

11 v.

12 INTERNAL REVENUE SERVICE,

13 Defendant.

Case No. C15-369 RSM

Case No. C15-850 RSM

ORDER GRANTING IN PART SIXTH
CONSENT MOTION REGARDING CASE
SCHEDULE

15 This matter comes before the Court on the parties' sixth stipulated Motion to Amend the
16 Case Schedule. Case No. C15-369, Dkt. #59. These cases, originally filed in 2015, have been
17 plagued with delays and stipulated continuances. In March of 2020, after a sixteen-month
18 period where no status report was filed, the Court set a case schedule with a deadline for
19 summary judgment on March 31, 2021. Four days before that deadline, the parties stipulated to
20 an extension of time to September 13, 2021. There were several more extensions. The latest
21 deadline for this filing was March 29, 2022. Four days before *that* deadline, the parties
22 stipulate now to another extension of time. In the last Order, the Court said, "this will be the
23 last extension absent a more substantial showing of good cause or the scheduling of a
24 telephonic status conference." Dkt. #58.
25
26

27
28 ORDER GRANTING IN PART SIXTH CONSENT MOTION REGARDING CASE
SCHEDULE - 1

1 The latest stipulation contains minimal information about the status of this case.
2 However, it also indicates that counsel for the IRS has been dealing with a medical emergency
3 in his immediate family and “a separate ongoing personal matter.” Dkt. #59 at 2. The parties
4 request extending the deadline for the filing of the IRS’s motion for summary judgment to May
5 13, 2022. *Id.*

6 The Court finds good cause to grant the instant unopposed Motion in part. The IRS has
7 given only minimal information about the progress of the case, and the personal and medical
8 issues of an individual attorney working for the IRS do not justify a seven-week extension.
9 The Court will instead extend the deadline to April 29, 2022. This will be the last extension.

10 Having considered the briefing from the parties and the remainder of the record, the
11 Court hereby finds and ORDERS that the parties’ Sixth stipulated Motion to Amend the Case
12 Schedule, Dkt. #59, is GRANTED IN PART. The remaining deadline for the filing of IRS’s
13 motion for summary judgment is extended up to and including April 29, 2022, for both of the
14 above-captioned cases.

15 DATED this 30th day of March, 2022.

16
17
18
19
20
21
22
23
24
25
26
27
28


RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE